

232D.502 Removal of guardian — appointment of successor guardian.

1. The court may remove a guardian for a minor for failure to perform guardianship duties or for other good cause shown.

2. The court shall conduct a hearing to determine whether a guardian should be removed on the filing of a petition by a minor under guardianship who is fourteen years of age or older, the parent of a minor, or other person with an interest in welfare of the minor if the court determines that there are reasonable grounds for believing that removal is appropriate based on the allegations stated in the petition.

3. The court may conduct a hearing to determine whether the guardian should be removed on the receipt of a written communication from a minor under guardianship who is fourteen years of age or older, the parent of the minor, or other person with an interest in welfare of the minor if the court determines that a hearing would be in the best interest of the minor.

4. The court may decline to hold a hearing under [subsection 2 or 3](#) if the same or substantially similar facts were alleged in a petition filed in the preceding six months or in a written communication received in the preceding six months.

5. The court may appoint a successor guardian on the removal of a guardian pursuant to [subsection 1](#), the death of a guardian, or the resignation of a guardian.

[2019 Acts, ch 56, §26, 44, 45](#)

Section takes effect January 1, 2020, and applies to guardianships and guardianship proceedings of minors established or pending before, on, or after that date; 2019 Acts, ch 56, §44, 45

NEW section